

**615.020 Duties of compact administrator. (Effective until occurrence of contingency)**

The following provisions apply to the compact described in KRS 615.010:

- (1) Pursuant to said compact, the Governor is hereby authorized and empowered to designate an officer who shall be the compact administrator and who, acting jointly with like officers of other party states, shall promulgate rules and regulations to carry out more effectively the terms of the compact. Said compact administrator shall serve subject to the pleasure of the Governor. The compact administrator is hereby authorized, empowered and directed to cooperate with all departments, agencies and officers of and in the government of this state and its subdivisions in facilitating the proper administration of the compact or of any supplementary agreement or agreements entered into by this state thereunder.
- (2) The compact administrator is hereby authorized and empowered to enter into supplementary agreements with appropriate officials of other states pursuant to the compact. In the event that such supplementary agreement shall require or contemplate the use of any institution or facility of this state or require or contemplate the provision of any service by this state, said supplementary agreement shall have no force or effect until approved by the head of the department or agency under whose jurisdiction said institution or facility is operated or whose department or agency will be charged with the rendering of such service.
- (3) The compact administrator, subject to the approval of the secretary of the Finance and Administration Cabinet, may make or arrange for any payments necessary to discharge any financial obligations imposed upon this state by the compact or by any supplementary agreement entered into thereunder.
- (4) The courts, departments, agencies and officers of this state and its subdivisions shall enforce this compact and shall do all things appropriate to the effectuation of its purposes and intent which may be within their respective jurisdictions.
- (5) In addition to any procedure provided in Articles IV and VI of KRS 615.010 for the return of any runaway juvenile, the particular states, the juvenile or his parents, the courts, or other legal custodian involved may agree upon and adopt any other plan or procedure legally authorized under the laws of this state and the other respective party states for the return of any such runaway juvenile.
- (6) The Governor is further authorized and directed to execute, with any other state or states legally joining in the same, an additional article to said compact in the form substantially as follows and upon enactment of KRS 615.010, the Commonwealth of Kentucky shall be deemed a party to the Interstate Compact on Juveniles and shall be deemed to have contracted with each state joining therein:

That this article shall provide additional remedies, and shall be binding only as among and between those party states which specifically execute the same.

For the purposes of this article, "child," as used herein, means any minor within the jurisdictional age limits of any court in the home state.

When any child is brought before a court of a state of which such child is not a resident, and such state is willing to permit such child's return to the home state of

such child, such home state, upon being so advised by the state in which such proceeding is pending, shall immediately institute proceedings to determine the residence and jurisdictional facts as to such child in such home state, and upon finding that such child is in fact a resident of said state and subject to the jurisdiction of the court thereof, shall within five (5) days authorize the return of such child to the home state, and to the parent or custodial agency legally authorized to accept such custody in such home state, and at the expense of such home state, to be paid from such funds as such home state may procure, designate, or provide, prompt action being of the essence.

- (7) The Governor is further authorized and directed to execute, with any other state or states legally joining in the same, and upon enactment of KRS 615.010, the Commonwealth of Kentucky shall be deemed a party to the Interstate Compact on Juveniles and shall be deemed to have contracted with each state joining therein, an amendment to said compact in the form substantially as follows:

Amendment to the Interstate Compact on Juveniles,

Concerning Interstate Rendition of Juveniles

Alleged to be Delinquent

- (a) This amendment shall provide additional remedies, and shall be binding only as among and between those party states which specifically execute the same.
- (b) All provisions and procedures of Articles V and VI of the Interstate Compact on Juveniles shall be construed to apply to any juvenile charged with being a delinquent by reason of a violation of any criminal law. Any juvenile charged with being a delinquent by reason of violating any criminal law shall be returned to the requesting state upon a requisition to the state where the juvenile may be found. A petition in such case shall be filed in a court of competent jurisdiction in the requesting state where the violation of criminal law is alleged to have been committed. The petition may be filed regardless of whether the juvenile has left the state before or after the filing of the petition. The requisition described in Article V of the compact shall be forwarded by the judge of the court in which the petition has been filed.

**Effective:** July 1, 1987

**History:** Created 1986 Ky. Acts ch. 423, sec. 57, effective July 1, 1987.

**Legislative Research Commission Note** (6/20/2005). Under 2005 Ky. Acts ch. 118, sec. 3, this statute is repealed "upon the legislative enactment of the compact into law by no less than thirty-five (35) states or upon July 1, 2006, whichever is later."